IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 8TH MARCH 2007 / 17TH PHALGUNA 1928

WP(C).No. 6504 of 2007(Y)

PETITIONER:

P.I. SAFIYA BEEVI,
VELLAPILLY HOUSE, KANJIRAKADU, RAYONPURAM P.O.,
PERUMBAVOOR.

BY ADV. SRI.V.G.SANKARAN

RESPONDENTS:

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1. STATE BANK OF TRAVANCORE,
REP. BY ITS GENERAL MANAGER, THIRUVANANTHAPURAM.

2. THE ASSISTANT GENERAL MANAGER,
STATE BANK OF TRAVANCORE, ZONAL OFFICE,ERNAKULAM.

3. CHIEF MANAGER,
STATE BANK OF TRAVANCORE, PERUMBAVOOR.

BY ADV. SRI.SATHISH NINAN
SRI.SANTHOSH MATHEW

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No. 6504 OF 2007-Y

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Dated this the 8th day of March, 2007.

JUDGMENT

Going by the materials on record, the petitioner had earlier come to this Court and obtained Ext.P2 judgment and Ext.P3 order extending the time. Admittedly, the directions in that judgment were not complied with by the petitioner. The Bank received an amount of Rs.6 lakhs and offered the petitioner an opportunity to compromise. Even that did not work out. As of now, the Bank is right in saying that if the petitioner pays another Rs.2 lakhs, going by Ext.P3 order, the Bank is willing to consider a negotiable settlement in terms of the guidelines of the Bank.

2. In the aforesaid circumstances, it is directed that as a last opportunity, if the petitioner deposits Rs.2 lakhs within 45 days from now, the Bank will consider settling the

case on the terms of the guidelines of the Bank. If such deposit is made, the impugned auction notices will not be enforced and the Bank will consider letting the petitioner arrange for a private sale of, at least, one of the items of properties.

The writ petition is disposed of in the above terms.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-